IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT No. 1739 of 1988

Life Insurance Corp. of India .. Plaintiff

versus

A.T.C.(Clearing & Shipping P.Ltd. .. Defendant

...

Mr.Abhishek Deshmukh i/b Little & Co. for the plaintiff.

None for the defendant.

CORAM : D.G. KARNIK, J

DATED : 22nd June 2006.

P.C.:

1. Heard learned counsel for the plaintiff. None present for the defendant.

2. Counsel for the plaintiff points out that the defendant has not filed written statement for several years and prays for a decree under Order 8 Rule 10 of the Code of Civil Procedure. Suit is for recovery of money only. In the absence of written statement,

averments made in the plaint are deemed to be admitted.

3. Suit is accordingly decreed under Order 8 Rule 10 of the Code of Civil Procedure in terms of prayer clauses (a) and (b).

(D.G. KARNIK, J)